THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO.16657 of 2007

Date:14.08.2007

Between:

Muslim Minorities Graduate Educational Welfare Society.

...Petitioner

And

A.P.Vidya Vidhan Parishad and others.

...Respondents

O R D E R:

The third respondent floated a tender for selecting an agency to render sanitation services in the Area Hospital at Janagaon. The petitioner was holding that contract up to 31.07.2007. In response to the notification, six tenders were received. Out of them, three were found not eligible, since they did not file experience certificates. The petitioner, fourth respondent and another agency, by name Harijana Municipal Sanitary Workers Society remained in the fray. Respondents 1 to 3 accepted the tender offered by the fourth respondent, which was for a sum of Rs.23,860/- per month. The grievance of the petitioner is that though it quoted lesser amount of Rs.18,365/-, it was not awarded the contract.

Heard the learned counsel for the petitioner and the learned standing counsel for respondents 1 to 3.

It is represented that the work in question needs engagement of 15 persons, apart from supply of sanitation material. The amount quoted by the fourth respondent takes care of the minimum wages as well as the cost of the sanitation material. In contrast, the amount quoted by the petitioner does not satisfy the minimum wages to be paid to the workers engaged in the contract.

Though the amount quoted by the petitioner is far economical, respondents 1 to 3 cannot be permitted to violate the provisions of the Minimum Wages Act. Therefore, this Court is not inclined to grant any relief to the petitioner.

Hence, the writ petition is dismissed. There shall be no order as to costs.

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14.08.2007

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